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**IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH, CENTRAL DIVISION**

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KIRK D. MELLECKER and  
DIANE L. MELLECKER  
Plaintiffs

vs.

HYLAS YACHTS, INC.  
Defendants

2:16-cv-00321-RJS-DBP

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**STIPULATION OF DISMISSAL PURSUANT TO FED. R. CIV. PRO 41(a)(1)(A)(ii)**

Now come PLANTIFFS Kirk D. Mellecker, Diane L. Mellecker, and DEFENDANT Hylas Yachts, Inc., and hereby stipulate pursuant to Fed. R. Civ. Pro 41(a)(1)(A)(ii) to dismiss this cause of action, with prejudice, all costs, and fees, including attorney's fees to be borne by each of the parties, all appeals waived, dismissal to enter forthwith.

Kirk Mellecker and Diane L. Mellecker  
By their counsel,

*/s/ Jeffrey T. Colemere*

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Hylas Yachts Inc., by

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*/s/ Mark F. James*  
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617 573 9505  
Attorneys for Hylas Yachts, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that on November 16, 2016, I caused a true and correct copy of the foregoing to be served by ECF service to all of the counsel of record:

/s/ Jeffrey T. Colemere